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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patent  
Examiner, Latanya Bibbins

**Firm:** Patent and Trademark Office  
Group Art unit 2627

**Facsimile:** (571) 273-8300

**From:** William S. Frommer

**Date:** March 14, 2007

**Re:** U.S. Patent Application No.: 10/694,380  
FLH Ref. No.: 450100-04788

**Number of Pages:** 2  
(including cover page)

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PATENT  
450100-04788**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Motohiro Terao      Notice of Allowance  
Dated: 02/07/2007

Serial No. : 10/694,380

Filed : October 27, 2003

For : APPARATUS FOR AND METHOD OF RECORDING  
DATA, AND PROGRAM

Examiner : Latanya Bibbins

Art Unit : 2627

Confirmation No. : 5770

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March 14, 2007

Date of Signature

**RESPONSE TO EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


This is in response to the Examiner's Statement of Reasons for Allowance, which accompanied the Notice of Allowance mailed February 7, 2007. To the extent the Examiner's Statement of Reasons for Allowance states, implies or is construed to mean that the claims are

PATENT  
450100-04788

allowable over the prior art of record because the Examiner believes the claims should be interpreted to include one or more features or limitations not recited therein, Applicant's attorney disagrees with such an interpretation. Moreover, it is Applicant's contention that there is no particular limitation in the allowed claims that is more critical than any other. The issuance of the Examiner's Statement of Reasons for Allowance should not be construed as a surrender by Applicant of any subject matter. It is the intent of Applicant, by his attorney, to construe the allowed claims so as to cover the invention disclosed in the instant application and all equivalents to which the claimed invention is entitled.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicant

By   
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